**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**

**CIVIL APPELLATE JURISDICTION.**

WRIT PETITION NO.8668 OF 2004

Mr Parveez Rustum Sheriff, .. Petitioner.

Vs

1.Takshila Building no.22

Co-op Housing Society Ltd & Anr. .. Respondents

Mr. P.M.Havnur, for the petitioner.

Mr. Prashant Naik, for respondent no.4.

**CORAM : D.B.BHOSALE,J.**

**DATE : 22nd November, 2004.**

**PC:**

1. Heard the learned counsel for the parties.

2. Mr.Havnur, learned counsel for the petitioner, submits that he is not pressing this petition and the petitioner would be satisfied if the directions are given to the Co-operative Court to dispose of the Dispute bearing No.C.C.IV. 8 of 2004, expeditiously. Mr Naik, learned counsel for the respondents, however, submits that the Dispute itself is not maintainable and, therefore, such directions may not be given.

3. After having heard the learned counsel for the parties, I am satisfied that the following order will meet the ends of justice.

(a) The petition is disposed of as not pressed.

(b) The Co-operative Court will endeavour to decide the Dispute bearing C.C.IV. 8 of 2004 as expeditiously as possible and preferably within six months from the date of receipt of this order.

(c) It is open for the respondents to raise all the contentions including the one which is recorded in this order at an appropriate stage.

(d) The Co-operative Court will decide the Dispute on merits in accordance wit law. All contentions are left open.

**(D.B.BHOSALE, J.)**